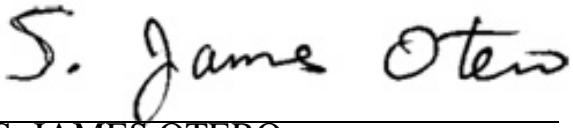




1 IT THEREFORE IS ORDERED that the State defendants' Motion to Dismiss  
2 the claims against the State defendants, without leave to amend is granted; the Federal  
3 defendants' Motion to Dismiss is granted with leave to amend as to a possible tax  
4 refund claim and/or an Internal Revenue Code § 7433 claim against the United States;  
5 the Federal defendants' Motion to Dismiss is granted without leave to amend as to any  
6 other claims. If plaintiff still desires to pursue a tax refund claim and/or a claim  
7 pursuant to Internal Revenue Code § 7433, plaintiff is required to file a First Amended  
8 Complaint within thirty (30) days of the service of this Order.

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10 DATED: April 16, 2013.

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12 S. JAMES OTERO  
13 UNITED STATES DISTRICT JUDGE  
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